

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAR - 8 2007

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

QK HOTEL, LLC, a Hawaii LLC,

Defendant,

and

KG HOLDINGS, LLC; et al.,

Defendants - Appellants,

v.

SPORTS SHINKO CO., LTD., a Japanese
corporation in reorganization, through
Keijiro Kimura, its Deputy Trustee,

Plaintiff-third-party-defendant -
Appellee,

and

FRANKLIN K. MUKAI,

Defendant-third-party-plaintiff,

v.

SPORTS SHINKO (US) CO., LTD., a
Delaware corporation,

Third-party-defendant -
Appellee.

No. 06-17219

D.C. Nos. CV-04-00124-ACK - 222
CV-04-00125-ACK - 203
CV-04-00126-ACK - 201
CV-04-00127-ACK - 201
CV-04-00127-ACK - 201
CV-04-00128-ACK - 204

District of Hawaii,
Honolulu

ORDER

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CLERK, U.S. DISTRICT COURT

MAR 12 2007
11:30 AM
DISTRICT OF HAWAII

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The court has determined that this appeal will not be selected for inclusion in the Mediation Program.

All further inquiries regarding this appeal, including requests for extensions of time, should be directed to the Clerk's office.

Counsel are requested to contact the undersigned should circumstances develop that warrant further settlement discussions while the appeal is pending.

FOR THE COURT



David E. Lombardi, Jr.
Chief Circuit Mediator